

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

AMERICAN PATENT DEVELOPMENT )  
CORPORATION, LLC, )  
Plaintiff, )  
v. ) C.A. No. 07-605-JJF  
MOVIELINK, LLC, )  
Defendant. )

## **AMENDED NOTICE OF DEPOSITIONS**

PLEASE TAKE NOTICE that plaintiff American Patent Development Corporation, LLC, by counsel, pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, will take the following depositions at the law offices of Vinson & Elkins, Trammell Crow Center, 2001 Ross Avenue, Suite 3700, Dallas, Texas 75201-2975, as follows:

<u>Deponent's Name</u>	<u>Date of Deposition</u>	<u>Time</u>
Bruce Anderson	August 6, 2008	10:00 a.m.
Movielink, LLC (by its designee)	August 7, 2008	10:00 a.m.

The party who has been noticed to appear by its designee shall, pursuant to Rule 30(b)(6), designate one or more officers, directors, managing agents, or other persons who consent to testify on its behalf, regarding the matters set forth on Schedule A attached hereto.

TAKE FURTHER NOTICE that pursuant to Rule 30(b)(2) of the Federal Rules of Civil Procedure, the defendant shall produce at the deposition all documents previously requested but not produced in this action.

AMERICAN PATENT DEVELOPMENT  
CORPORATION, LLC  
By Counsel

REED SMITH LLP

By: /s/ Thad J. Bracegirdle  
Thad J. Bracegirdle (Del. No. 3691)  
1201 Market Street  
Suite 1500  
Wilmington, Delaware 19801  
(302) 778-7500 (Telephone)  
(302) 778-7575 (Fax)  
E-mail: [tbracegirdle@reedsmit.com](mailto:tbracegirdle@reedsmit.com)

Mark W. Wasserman (*admitted pro hac vice*)  
Matthew R. Sheldon (*admitted pro hac vice*)  
Reed Smith LLP  
3110 Fairview Park Drive  
Suite 1400  
Falls Church, Virginia 22042  
(703) 641-4200 (Telephone)  
(703) 641-4340 (Fax)  
E-mail: [mwasserman@reedsmit.com](mailto:mwasserman@reedsmit.com)  
[msheldon@reedsmit.com](mailto:msheldon@reedsmit.com)  
Counsel for Plaintiff, American Patent Development  
Corporation, LLC

**SCHEDULE A**

**DEFINITIONS**

- A. "System" or "Systems" have the same meaning as set forth in Plaintiff's First Set of Interrogatories.
- B. "License" and "license string" refer to the items so named in ML03479 and ML03482 previously produced therein.

**MATTERS FOR EXAMINATION**

- 1. The architecture, structure, functionality, operation and design of Movielink's Systems including, without limitation, (i) how the video product is delivered to Movielink; (ii) how Movielink transmits the video product to the end user; (iii) the creation, content, transmission and storage of any license or license string; (iv) the operation of the Movielink Manager software and Movielink website; and (v) the determination of the authority to play and the playback of the transmitted video product.
- 2. Any documents produced by Movielink relating to the matters described in paragraph 1 above.
- 3. The revenue Movielink has received in connection with its Systems from January 1, 2001 to the present from rental of video content (Movielink's Video-on-Demand, or VOD, service), and the gross and net profit associated therewith.
- 4. Movielink's future revenue projections in connection with its Systems for rental video content (Movielink's Video-on-Demand, or VOD, service), and the gross and net profit associated therewith.
- 5. The extent and nature of any communications between APDC and Movielink prior to this action.

6. Any actions Movielink took between September 12, 2002 and the filing of this action to determine whether it was infringing the '402 patent.
7. Movielink's responses to APDC's interrogatories in this action.
8. The nature, location, and extent of all documents and information reflecting, referring, or relating to the above matters, and the genuineness of such documents and/or information.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

---

AMERICAN PATENT DEVELOPMENT )  
CORPORATION, LLC, )  
Plaintiff, )  
v. ) Civil Action No. 07-605-JJF  
MOVIELINK, LLC, )  
Defendant. )  
\_\_\_\_\_  
)

**CERTIFICATE OF SERVICE**

I hereby certify that on July 8, 2008, I electronically filed the foregoing *Amended Notice of Depositions* with the Clerk of Court using CM/ECF which will send notification of such filing to the following counsel of record:

Jeffrey L. Moyer, Esq.  
Richards, Layton & Finger, P.A.  
One Rodney Square  
Wilmington, Delaware 19899

Scott W. Breedlove, Esq.  
Vinson & Elkins LLP  
Trammel Crow Center  
2001 Ross Avenue, Suite 3700  
Dallas, Texas 75201

REED SMITH LLP

By: /s/ Thad J. Bracegirdle  
Thad J. Bracegirdle (Del. No. 3691)  
1201 Market Street, Suite 1500  
Wilmington, Delaware 19801  
(302) 778-7500  
E-mail: [tbracegirdle@reedsmith.com](mailto:tbracegirdle@reedsmith.com)